



16085 US PTO  
020504

INTELLECTUAL PROPERTY DEPARTMENT  
HUNTON & WILLIAMS LLP  
RIVERFRONT PLAZA, EAST TOWER  
951 EAST BYRD STREET  
RICHMOND, VA 23219-4074

TEL 804 • 788 • 8200  
FAX 804 • 788 • 8218  
SHAWN K. LEPO, ESQ.  
DIRECT DIAL: (804) 788-8516  
EMAIL: SLEPPO@HUNTON.COM

February 5, 2004

031356 U.S. PTO  
10/772917



## UTILITY PATENT APPLICATION TRANSMITTAL

Attorney Docket Number: **63049.001012**

First Named Inventor: **Ronald D. BLUM**

Title: **METHOD AND APPARATUS FOR CORRECTING VISION USING AN  
ELECTRO-ACTIVE PHOROPTER**

Customer No. **27682**

TO: **MAIL STOP PATENT APPLICATION**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Attached are the following for filing with the U.S. Patent and Trademark Office:

1.  Fee Transmittal Form (original and duplicate)
2.  Small Entity Status Claimed:  Independent Inventor  
 Small Business Concern  
 Non-Profit Organization  
 Statement Enclosed
3.  19 pages of specification, 5 pages of claims (claims 1-38), 1 page of abstract and 10 pages of figures (figures 1-10b)

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CLAIMS AS FILED						
	Claims Filed	Basic Fee Claims	Extra	Rate		Amount
				Large Entity	Small Entity	
Total Claims	38	20	18	\$ 18.00	\$ 9.00	\$ 324.00
Independent Claims	3	3	0	\$ 86.00	\$ 43.00	\$ 0.00
First Presentation of Multiple Dependent Claims				\$ 290.00	\$ 145.00	\$ 0.00
<b>BASIC FEE</b>				\$ 770.00	\$ 385.00	\$ 770.00
<b>TOTAL FILING FEE</b>						\$ 1,094.00
Assignment Recordation Fee						\$ 0.00
<b>TOTAL AMOUNT</b>						<b>\$ 1,094.00</b>

4.  Drawings - Total Sheets: 10 (Fig(s). 1-10b)

5. Oath or Declaration - Total Pages: 3

a.  Newly executed (original or copy)  
 New (unexecuted)

b.  Copy from a prior application  
 (for continuation/divisional with Box 18 completed)

i.  DELETION OF INVENTOR(s):  
 Signed statement attached deleting inventor(s) named in prior application.

6.  Application Data Sheet

7.  CD-ROM or CD-R in duplicate, large table or Microfiche Computer Program (Appendix)

8.  Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)

a.  Computer Readable Form (CRF)

b.  Specification Sequence Listing on:

i.  CD-ROM or CD-R (two copies); or

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ii.  Paper Copy (identical to computer copy)

c.  Statements verifying identity of above copies

9.  Assignee/Applicant: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Assignment and Assignment Recordation Form Submitted Herewith

Assignee of Record in Prior Application No. \_\_\_\_\_ :

recorded on \_\_\_\_\_ at Reel \_\_\_\_\_, Frame \_\_\_\_\_.

10.  37 C.F.R. 3.73(b) Statement  Power of Attorney

11.  English Translation Document (if applicable)

12.  Information Disclosure Statement with PTO-1449 and References

Copies of Information Disclosure Statement Citations

13.  Preliminary Amendment

14.  Return Receipt Postcard

15.  Priority is Claimed as Follows:

The application is a continuation in part of U.S. Patent Application No. 10/626,973, filed July 25, 2003, which is a continuation of U.S. Patent Application No. 09/602,013, now U.S. Patent No. 6,619,799, filed June 23, 2000 which claims priority to U.S. Provisional Patent Application Nos. 60/142,053, filed July 2, 1999; 60/143,626, filed July 14, 1999; 60/147,813, filed August 10, 1999; 60/150,545, filed August 25, 1999; 60/150,564, filed August 25, 1999; and 60/161,363, filed October 26, 1999.

Also claims benefit of the following U.S. Provisional Application No(s).:

U.S. Provisional Patent Application No. 60/446,173, filed February 6, 2003.

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If Foreign Priority is Claimed, Certified Copy of the Above Priority Document(s) is Submitted Herewith

16.  Nonpublication Request under 35 U.S.C. § 122(b)(2)(B)(i). Applicant must attach Form PTO/SB/35 or its equivalent.

17.  Other: Express Mail Certificate Under 37 C.F.R. § 1.10

18.  Continuation  Divisional  Continuation-in-Part of: U.S. Patent Application Nos. 10/626,973 filed July 25, 2003

Prior application information: Examiner \_\_\_\_\_ Group Art Unit \_\_\_\_\_

Incorporation By Reference (useable if Box 5b is marked)  
The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 5b, is considered as being part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application papers.

Complete Application Based on Provisional Application No(s).:

19. Please address all correspondence to:

**CUSTOMER NUMBER 27682**

J. Michael Martinez de Andino, Esq.  
HUNTON & WILLIAMS  
Riverfront Plaza, East Tower  
951 East Byrd Street  
Richmond, VA 23219-4074  
Tel: (804) 788-8200  
Fax.: (804) 788-8218

20.  A check in the amount of \$ \_\_\_\_\_ is enclosed. In the event any variance exists between the amount enclosed and the Patent Office charges, please charge or credit any such variance to **Deposit Account No. 08-3436**.

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The U.S. Patent and Trademark Office is hereby authorized to charge \$1,094.00 and any additional amount that may be required by the filing of this patent application to **Deposit Account No. 08-3436**.

Respectfully submitted,

By:



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Shawn K. Leppo  
Registration No. 50,311

Enclosures

**EXPRESS MAIL LABEL NO. EU746731779US**

Attorney Docket No. 63049.001012

Customer No. 27682

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re US Patent Application of:	)	
	)	
Ronald D. Blum et al.	)	
	)	
Application No.: Unassigned	)	Group Art Unit: Unassigned
	)	
Filing Date: February 5, 2004	)	Examiner: Unassigned
	)	
Title: METHOD AND APPARATUS	)	
FOR CORRECTING VISION	)	
USING AN ELECTRO-ACTIVE	)	
PHOROPTER	)	

**CERTIFICATE OF EXPRESS MAILING UNDER 37 C.F.R. §1.10**

Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

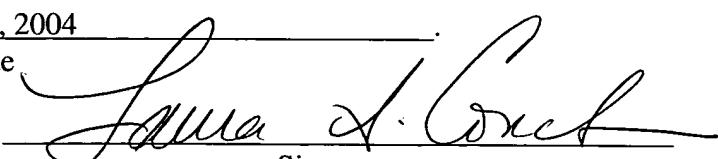
Sir:

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as Express Mail in an envelope addressed to:

Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

on February 5, 2004

Date

  
Signature

Laura A. Couch

Typed or printed name of person signing Certificate

Documents being submitted with this Certificate of Express Mailing include:

- Utility Patent Application Transmittal
- Patent Application including 19 pages of specification, 5 pages of claims, 1 page of abstract and 10 pages of figures
- Executed Declaration and Power of Attorney
- Authorization to charge \$1,094.00 for the patent application fee to Deposit Account No. 08-3436
- Self Addressed Stamped Return Postcard

HUNTON & WILLIAMS  
Riverfront Plaza, East Tower  
951 East Byrd Street  
Richmond, VA 23219  
(804) 788-8200 (Telephone)  
(804) 344-7999 (Facsimile)